

EXHIBIT 37

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1

2 UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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4 ASHOT EGIAZARYAN,

5 Plaintiff,

6 -against- Case No.

1:11-cv-02670

7 PETER ZALMAYEV, (PKC)

8 Defendant.

9 -----

10 March 27, 2012
10:03 a.m.

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14 Videotaped deposition of PETER ZALMAYEV, taken
15 by Plaintiff, pursuant to Notice, held at the
16 offices of Flemming Zulack Williamson Zauderer,
17 LLP, One Liberty Plaza, New York, New York,
18 before Joseph R. Danyo, a Shorthand Reporter
19 and Notary Public within and for the State of
20 New York.

21

22 HUDSON REPORTING & VIDEO, INC.
23 124 West 30th Street, 2nd Fl.
24 New York, New York 10001
25 Tel: 212-273-9911 Fax: 212-273-9915

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23 Also Present:

24

HENRY MARTE,

Videographer

25

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1 Zalmayev

2 THE VIDEOGRAPHER: This marks the
3 beginning of videotape number one in the
4 videotaped deposition of Mr. Peter
5 Zalmayev in the matter of Ashot Egiazaryan
6 versus Peter Zalmayev, case number
7 1:11-cv-02670(PKC).

8 This deposition is being held at
9 Flemming Zulack Williamson Zauderer, One
10 Liberty Plaza, New York, New York, on
11 March 27, 2012 at approximately 10:03 a.m.
12 The court reporter is Joe Danyo. The
13 video operator is Henry Marte. We are
14 both here on behalf of Hudson Reporting &
15 Video.

16 Would counsel please introduce
17 themselves for the record.

18 MR. LUPKIN: Good morning, Jonathan
19 Lupkin from the firm Flemming Zulack
20 Williamson Zauderer on behalf of Mr. Ashot
21 Egiazaryan. With me are my colleagues
22 Jason Cohen, also from Flemming Zulack,
23 and Drew Holiner from Monckton Chambers in
24 London.

25 MR. GOLDEN: James Golden

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1 Zalmayev

2 reports to you?

3 A. I think it was a combination. It was
4 kind of a major news item. At some point it
5 became, you know, newsworthy, and I think in my
6 conversations with Rinat, he also brought that to
7 my attention.

8 Q. I want to talk about those
9 conversations with Rinat. When was the first
10 time you had a conversation with Rinat Akhmetshin
11 about Ashot Egiazaryan?

12 A. I think it was in some period in 2009
13 that initial Washington Times article where he
14 brought his name to my attention.

15 Q. Where did he do that? Was it
16 face to face or on the telephone?

17 A. I think he came to New York and I
18 remember we met, and he mentioned his name.

19 Q. Did you meet over drinks?

20 A. I am sure we drank something, yes.
21 We usually do drink and eat when we see each
22 other.

23 Q. How long did that encounter last?

24 A. A few hours I would say.

25 Q. I would like you to tell me with as

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1 Zalmayev

2 much specificity as you can what it is Mr.

3 Akhmetshin said to you and what it is you said to

4 Mr. Akhmetshin regarding Mr. Egiazaryan during

5 that meeting in 2009.

6 A. He pointed this out to me. I believe

7 he mentioned his name in connection with one of

8 his clients at the time, I think it was Andrey

9 Vavilov that he mentioned specifically as someone

10 who had a particular grievance with this

11 individual who I believe there was a story about

12 Mr. Egiazaryan having attempted to kidnap Mr.

13 Vavilov's daughter at some point.

14 Rinat also mentioned to me that this

15 individual was involved in shady dealings having

16 to do with Chechnya, among other things, as

17 someone who initiated that particular Duma

18 commission that was responsible for allocating

19 funds, and I believe he encouraged me to look

20 into it and see if I could get more information,

21 investigate that matter further as far as his

22 connection to, in relation to Chechnya.

23 Q. You mentioned this was sometime in

24 2009?

25 A. Yes.

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1 Zalmayev

2 Q. It was after the Washington Times
3 article?

4 A. That I don't recall.

5 Q. The Washington Times article, just to
6 help you frame it in time, was in November 2009.
7 Was it before or after November 2009?

8 A. I can't tell you. I don't remember.

9 Q. Do you recall anything else that Mr.
10 Akhmetshin said to you regarding Mr. Egiazaryan
11 at that first meeting?

12 A. That pretty much covered it.

13 Q. What did you say to him?

14 A. I told him I was not aware of this
15 gentleman, because he asked me if I knew his
16 name. I don't think at that point I knew his
17 name, and I told him that I would.

18 Q. When you say his name, which name are
19 you talking about?

20 A. Mr. Egiazaryan's name. I told him I
21 would investigate this further.

22 Q. You mentioned something about
23 kidnapping of a daughter. Was that charge ever
24 substantiated?

25 A. I don't know if it was. I saw it in

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1 Zalmayev

2 media reports.

3 Q. But, as you sit here now, you don't
4 know whether or not it was substantiated or not,
5 correct?

6 A. I don't know that.

7 Q. And you mentioned the name Andrey
8 Vavilov. Who is Andrey Vavilov?

9 A. Andrey Vavilov, to my understanding,
10 was a former government official in Russia.

11 Q. Did you get a sense as to whether he
12 was rich or not?

13 A. My understanding was that he was
14 definitely more well off than I.

15 Q. I want to go back to the meeting for
16 a second before we get into Mr. Vavilov. During
17 that meeting when Mr. Akhmetshin asked you to
18 look into Mr. Egiazaryan and Chechnya, did you
19 say how much are you going to pay me or words to
20 that effect?

21 A. There was no discussion of money or
22 even a potential project at that point, no.

23 Q. You told me before you don't do
24 anything for nothing, right?

25 MR. GOLDEN: That is not exactly what

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1 Zalmayev

2 he said.

3 A. That is not exactly what I said.

4 Q. Well, whether it was exactly what you
5 said or approximately what you said, is that
6 essentially what you said earlier today?

7 A. Something like an investigation,
8 looking up of someone's name, I do not
9 necessarily expect to be compensated for that.

10 Q. Did you have an understanding at that
11 time as to how much of your time it would take to
12 conduct this investigation?

13 A. No.

14 Q. I want to go back to Mr. Vavilov for
15 a second. What did Mr. Akhmetshin tell you about
16 Mr. Vavilov's interest in Mr. Egiazaryan?

17 A. My understanding was, and I don't
18 remember if that was communicated to me exactly
19 in those words, my understanding was that there
20 was a grievance between these two gentlemen.
21 Exactly what he wanted, I don't think I formed
22 that or I had that clear understanding at that
23 point, no.

24 Q. Did you ever form an understanding as
25 to what Mr. Vavilov wanted vis-a-vis Mr.

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1 Zalmayev

2 Egiazaryan?

3 A. Eventually you mean?

4 Q. Yes.

5 A. I had an understanding, yes.

6 Q. What was that understanding?

7 A. The understanding was that Mr.

8 Vavilov may have wanted Mr. Egiazaryan to be held
9 accountable.

10 Q. Mr. Vavilov didn't like Mr.
11 Egiazaryan too much, did he?

12 A. I don't think -- no, I don't think he
13 did.

14 Q. Fair to say that Mr. Vavilov hated
15 Mr. Egiazaryan's guts?

16 A. There was a degree of animosity.

17 Q. A lot of animosity, huh?

18 A. I'm not sure I could judge the degree
19 of that animosity.

20 Q. Now, when you met with Mr. Akhmetshin
21 in 2009, had you ever heard of the name Andrey
22 Vavilov before?

23 A. Yes.

24 Q. In what context had you heard it?

25 A. In the context of his performing of

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1 Zalmayev

2 not that charge was ever substantiated, correct?

3 A. No, I don't.

4 Q. I am correct, right?

5 A. You are correct.

6 Q. And at that time in that first
7 meeting, did you say anything to Mr. Akhmetshin
8 on the subject of Mr. Egiazaryan?

9 A. No.

10 Q. Did Mr. Akhmetshin ask you to do
11 anything during that meeting?

12 A. Pardon. The very first meeting, no?

13 Q. No, I am now -- fast-forward at that
14 first meeting. You said that between that first
15 meeting in 2009 and the time that things began
16 again in earnest at the end of 2010, there were
17 another two meetings that you had approximately,
18 right?

19 A. Correct.

20 Q. At the first of those meetings, did
21 Mr. Akhmetshin ask you to do anything vis-à-vis
22 Mr. Egiazaryan?

23 A. There was a discussion, as I
24 remember, to look into Mr. Egiazaryan's doings,
25 his activities, while a member of the Russian

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1 Zalmayev

2 Duma.

3 Q. Did he tell you why he was asking you
4 to do this?

5 A. This was in order to consider, my
6 understanding was, a campaign to raise public
7 awareness about this gentleman.

8 Q. Now did you understand that this work
9 was being commissioned, if you will, by Mr.
10 Vavilov?

11 A. There was no discussion at that point
12 then.

13 Q. There was no discussion of what at
14 that point?

15 A. Of who was the interested party.

16 Q. When you were asked to look into Mr.
17 Egiazaryan's work on the Duma, did you agree to
18 do that?

19 A. Yes.

20 Q. Did you discuss a fee?

21 A. Not at that point, no.

22 Q. Did you in fact then do some
23 research?

24 A. Yes.

25 Q. On what subject matters?

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1 Zalmayev

2 A. I considered his political leanings,
3 his membership in political organizations, and
4 also his tenure as chairman of the commission
5 in -- and I am using shorthand, I don't remember
6 the title, but it was a Duma commission entrusted
7 with the responsibility for reconstruction in
8 Chechnya.

9 Q. How much time did you spend
10 researching these topics at that time?

11 A. A substantial amount. I at least did
12 several days of hours and hours of research.

13 Q. Did you produce a result? Did you
14 produce a written result?

15 A. There may have been, yes, there may
16 have been some effort to compile. I think I
17 compiled information.

18 Q. What did you do with that?

19 A. I may have shared -- there may have
20 been an e-mail exchange where I shared with Rinat
21 some of my findings.

22 Q. That was in the middle of 2010?

23 A. Sometime after November. Maybe
24 December 2010. I don't recall. I am actually
25 quite hazy on the chronology.

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1 Zalmayev

2 Q. When you did these hours and hours
3 and days and days of research, by the way, what
4 were you researching? What were the sources of
5 your research?

6 A. Sources was just media, Internet
7 websites, reports by NGOs, human rights NGOs,
8 et cetera.

9 Q. What NGOs made reports on Mr.
10 Egiazaryan at that time?

11 A. I don't recall seeing a report
12 specifically on Mr. Egiazaryan, no.

13 Q. Do you recall a report generally
14 about Mr. Egiazaryan issued by an NGO at this
15 time?

16 A. No.

17 Q. Is there anything else you looked at
18 other than websites?

19 A. It was mostly websites. Yes.
20 Whatever was publicly available. Publicly
21 available information.

22 Q. After these hours and hours and days
23 and days of research, did you go back to Mr.
24 Akhmetshin and say, we have to discuss, am I
25 getting paid for this?

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1 Zalmayev

2 A. I never volunteered that sort of
3 discussion or initiated that sort of discussion.

4 Q. Before we get to that discussion, you
5 said that there were two meetings before December
6 2010. Do you have a clear recollection of the
7 second one?

8 A. No.

9 Q. How did the subject of payment come
10 about?

11 A. It came about after the period of
12 research was done, and I believe I drew up a
13 plan, a work plan, a strategy, that I submitted
14 to Rinat for his perusal, after which he informed
15 me that a payment would be arranged and I should
16 expect that in EDI's account.

17 Q. With regard to the work plan or
18 strategy, did you understand that it was a work
19 plan or strategy being prepared on behalf of a
20 client?

21 A. A client, yes.

22 Q. Did you know what client it was at
23 the time?

24 A. At the time, I did not have the
25 discussion.

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1 Zalmayev

2 Q. Did you have an understanding as to
3 whether or not Mr. Akhmetshin was going to be
4 paying you directly?

5 A. My understanding was that he would
6 arrange for a payment, as I said.

7 Q. Did you ask him where the payment was
8 coming from?

9 A. No.

10 Q. What was the amount of the payment?

11 A. I think it was just about 70,000. I
12 think it was 70,000, something like that.

13 Q. Did you get a \$70,000 payment?

14 A. It came in EDI's account.

15 Q. Did you understand that it was
16 something that was facilitated by Mr. Akhmetshin?

17 A. That was my understanding.

18 Q. Did you understand who the source of
19 the \$70,000 was?

20 A. My understanding was that it may have
21 come from Mr. Vavilov, yes.

22 Q. So you say you understand that it may
23 have come from Mr. Vavilov. What is the basis
24 for your understanding?

25 A. Mr. Vavilov was mentioned as someone

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1 Zalmayev

2 with a grievance against Mr. Egiazaryan and
3 someone, as I said, who was interested in seeing
4 justice served in that case, accountability
5 achieved.

6 Q. When the \$70,000 -- how did the
7 \$70,000 get to your bank account? Was it a wire
8 transfer?

9 A. It was a wire transfer.

10 Q. Do you know where the wire transfer
11 came from?

12 A. No.

13 Q. Do you know what the source of the
14 wire transfer was?

15 A. No.

16 Q. Did you ever ask Mr. Akhmetshin who
17 is paying me the \$70,000?

18 A. No, I didn't.

19 Q. Has anybody ever wire transferred
20 \$70,000 to you before?

21 A. No, not that same amount, no.

22 Q. Anybody ever wire transfer anything
23 close to that amount to you before?

24 A. I got some wire transfers in the
25 amount of 50,000 before.

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1 Zalmayev

2 Q. Did you always know the source?

3 A. Not always.

4 Q. Weren't you curious to know where the
5 \$70,000 was coming from?

6 A. Quite frankly, no.

7 Q. It didn't matter to you?

8 A. No.

9 Q. Did you understand that the \$70,000
10 was coming from the ultimate client that you were
11 performing work for?

12 A. Yes.

13 Q. But you didn't know who that was at
14 the time?

15 A. I had my thoughts. I did surmise it
16 was Vavilov, but it was not discussed with Rinat.

17 Q. But your thoughts were just that,
18 thoughts, correct?

19 A. Yes.

20 Q. Now did there come a time when you
21 received additional monies from Mr. Akhmetshin?

22 A. There was another wire transfer
23 arranged. Let me go back on that. There was a
24 check from Mr. Akhmetshin subsequent to that wire
25 transfer of 70,000 that you mentioned.

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1 Zalmayev

2 Q. Do you remember the amount of the
3 check?

4 A. I believe it was \$20,000, if I'm not
5 mistaken. It was exactly \$20,000.

6 Q. Was it one check or two checks?

7 A. From Mr. Akhmetshin to me, I think it
8 was one check in the amount of \$20,000.

9 Q. What did you do with the check?

10 A. The check was deposited in EDI's
11 account, so it was a check to EDI.

12 Q. Did you receive any more money?

13 A. Ever since?

14 Q. Other than the 70,000 and the 20,000.

15 A. There was a check from Mr. Akhmetshin
16 in the amount of \$10,000.

17 Q. There was an additional \$10,000?

18 A. An additional like I would say --

19 MR. GOLDEN: Let him finish the
20 question.

21 MR. LUPKIN: I think I did finish it,
22 but maybe I didn't.

23 A. Go ahead. Sorry.

24 Q. In addition to the 70,000 and the
25 20,000, there was an additional \$10,000 payment,

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1 Zalmayev

2 correct?

3 A. Correct.

4 Q. From whom did that come?

5 A. From Rinat.

6 Q. Rinat Akhmetshin?

7 A. Yes.

8 Q. Was he paying it on his own behalf or
9 on behalf of a client?

10 A. This was from his personal account.

11 Q. Whether it was from his personal
12 account or not, did you understand that he was
13 making the payment on behalf of somebody else or
14 on behalf of himself?

15 A. We really did not have that
16 discussion.

17 Q. What about the \$20,000, did you have
18 an understanding as to whether or not he made the
19 \$20,000 check on behalf of himself or somebody
20 else?

21 A. Really all I knew is that it was
22 funds allocated to continue implementing the
23 project, all three.

24 Q. You say the project. You mean the
25 Ashot Egiazaryan project, correct?

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1 Zalmayev

2 A. Yes.

3 Q. When you received these checks, you
4 didn't know what the ultimate source was,
5 correct?

6 A. I had a better understanding
7 following the filing of the suit against me that
8 the ultimate source was Mr. Vavilov.

9 Q. Putting aside the ultimate source --
10 withdrawn. Putting aside what you learned after
11 the filing of this lawsuit, is it your testimony
12 that from the time you began getting money to the
13 time this lawsuit began, you had no idea who the
14 ultimate source was?

15 A. I never said that I had no idea.

16 Q. Did Mr. Akhmetshin tell you who the
17 ultimate source was at any point in time between
18 the time you began and received the first \$70,000
19 payment and the time you were served with this
20 lawsuit?

21 A. I believe that in our conversations
22 with Rinat, though we never discussed it
23 directly, because it was also my acquiescence
24 that I didn't want to get mired in discussions of
25 sources. It was pretty clear to me that the

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1 Zalmayev

2 ultimate source was Mr. Vavilov.

3 Q. Was it clear from anything Mr.

4 Akhmetshin said or did?

5 A. Yes.

6 Q. What did he say or do that led you to

7 believe that it was Mr. Vavilov?

8 A. Because from the very beginning of

9 our engagement on this project it was clear to me

10 that Mr. Vavilov was Mr. Akhmetshin's paid client

11 who had a grievance against Mr. Egiazaryan.

12 Q. But you didn't know for certain until

13 after this lawsuit was filed who the ultimate

14 source or who the ultimate client was, correct?

15 A. I would say if not 100 percent, I

16 knew 85 percent certainty.

17 Q. That was based on certain assumptions

18 you made, correct?

19 A. Yes.

20 Q. Other than the assumptions you made,

21 he never said, by the way, Mr. Vavilov is the

22 ultimate client, did he?

23 A. Eventually we had that discussion,

24 yes.

25 Q. But that was after the lawsuit,

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1 Zalmayev

2 correct?

3 A. Either right before or after the
4 lawsuit, I don't remember exactly, but sometime
5 thereabouts. About a year ago I would say.

6 Q. So okay. Now of that \$100,000 that
7 was deposited into the EDI account, how much of
8 it was used for expenses?

9 A. I really have not done a full
10 accounting because I haven't filed my taxes yet,
11 but I remember I drew up a budget, a tentative
12 budget where I allocated certain items,
13 et cetera, but I would say that it was definitely
14 of the initial \$70,000 transferred, it was at
15 least half, maybe a little less than half that
16 eventually it was allocated as budget expenses.

17 MR. LUPKIN: I would like to have
18 marked as the next exhibit a document
19 bearing Bates PZ 001273 to 1277.

20 (Exhibit 217, Document bearing Bates
21 numbers PZ 001273 through 1277, was so
22 marked for identification, as of this
23 date.)

24 Q. Do you recognize document 217 that
25 has been marked for identification and that you

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1 Zalmayev

2 that discussion other than what you just told me?

3 A. That is pretty much it.

4 Q. All right. I would like to go to Mr.

5 Ponomarev. You said you met with him twice?

6 A. Correct.

7 Q. Remind me again who is Mr. Ponomarev?

8 A. Mr. Ponomarev is director of the

9 human rights movement or I think the way he

10 himself has it translated into English is all

11 Russia human rights movement, which is a major

12 human rights organization NGO in Russia.

13 Q. By the way -- where did you meet with
14 him?

15 A. I met him in his office.

16 Q. You said you met with him twice. Did
17 you meet with him both times in his office?

18 A. Correct.

19 Q. When you met with him the first time,
20 what did he say to you, and what is it that you
21 said to him?

22 A. The first time we did some catching
23 up. We had known each other, not too well, but
24 he knew who I was, and I definitely knew who Lev
25 was. It was general chitchat. Talked about the

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1 Zalmayev

2 weather. Talked about this and that. He told me
3 he wanted to do more traveling to the United
4 States to speak with students and professors and
5 to give talks. He wanted to see if I could help
6 him with that, so we had some, a professional
7 chitchat. What he was up to, what I was up to.
8 Then we proceeded to discuss the purpose of my
9 visit.

10 Q. And what did you say to him on that
11 subject and what did he say to you?

12 A. I mentioned Mr. Egiazaryan's name and
13 that is what was the purpose of my visit, and Mr.
14 Ponomarev from the very beginning showed very
15 acute understanding or impression of Mr.
16 Egiazaryan. The very moment I mentioned the name
17 I was assured that he was very much in the loop.

18 Q. What did he say or do to give you
19 that impression?

20 A. I remember a very visible grimace, a
21 wince, when he heard the name, and I think he
22 proceeded to say that great corruptioneer, if
23 there is a word like that, corrupsenia, some
24 derogatory terms about the fellow.

25 Q. He didn't say he was an anti-Semite,

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1 Zalmayev

2 did he?

3 A. No, that is not what he said at
4 first.

5 Q. What about Ms. Gannushkina, did she
6 say he was an anti-Semite?

7 A. There was discussion of anti-Semitism
8 I believe in both conversations. Mr. Egiazaryan
9 being an anti-Semite, I don't think that phrase
10 was uttered. That was not the formula we used.

11 Q. Did Ms. Gannushkina express to you
12 her view that Mr. Egiazaryan was an anti-Semite?

13 A. I don't believe I said that to her,
14 and I don't believe she said that to me either.
15 Once again we did not make that link in the
16 conversation.

17 Q. So after wincing at the name of Mr.
18 Egiazaryan, please tell me about the rest of the
19 discussion.

20 A. He immediately brought up the LDPR
21 association. He said that LDPR member, the
22 runaway, the corrupt one, and he was wincing and
23 he was saying, he kept saying what a bad guy. He
24 was just saying, I think -- shaking his head and
25 just saying, I think he also demonstrated his

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1 Zalmayev

2 awareness of the fact that Mr. Egiazaryan had
3 fled Russia by then. So he was aware of this
4 brouhaha. He was aware.

5 He also, I think he mentioned it in
6 terms of his friendship with Zhirinovsky.
7 Zhirinovsky's name came up, and generally just
8 looking at it, I think from the beginning showed
9 enthusiasm about signing onto the campaign.

10 Q. Did you present him with a draft
11 letter?

12 A. Yes.

13 Q. Did he take it?

14 A. He took it.

15 Q. Did he make any edits to it?

16 A. I gave him the hard copy of the
17 letter. I also believe I allowed him to download
18 it onto his hard drive. He told me he would look
19 at it and requested that I return the following
20 day to discuss it further.

21 Q. And did you?

22 A. Yes, I did.

23 Q. Where did that happen? At his
24 office?

25 A. Yes.

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1 Zalmayev

2 Q. What did you say to him and what did
3 he say to you?

4 A. I showed up the next day. He said, I
5 looked at it. I don't see any problems. I don't
6 read English, but can you just sort of tell me
7 what it is about. I proceeded to translate it
8 for him verbatim, lest there be any
9 misunderstanding later.

10 He said, I am willing to sign it.
11 Let's do it. He signed several copies of the
12 letter. There were five recipients, I believe.
13 He signed all of them.

14 Q. Now you said that when you arrived
15 and inquired about the letter, Mr. Ponomarev
16 said, I didn't see any problems with the letter
17 or words to that effect, correct?

18 A. Correct.

19 Q. How could he have said that if he
20 didn't understand English?

21 A. My understanding was there was a
22 young secretary, very sophisticated young lady
23 with knowledge of English who was there the first
24 time and the second time who in the meantime
25 conveyed the contents of the letter, so Mr.

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1 Zalmayev

2 Ponomarev had an idea of what the letter was
3 about.

4 Q. Do you remember the young lady's
5 name?

6 A. No, I don't.

7 Q. If the young lady read it to Mr.
8 Ponomarev, why was it necessary for you to
9 translate it?

10 A. Because he wanted to discuss it
11 further, and I'm not sure that she -- I'm not
12 sure the extent to which they discussed it. He
13 looked at it, and I volunteered, and I had said,
14 here, Lev, let me read it to you, let's go
15 through it, and that is what I did.

16 Q. Did he ask for payment?

17 A. No.

18 Q. Did he ever ask for payment?

19 A. No.

20 Q. Did you ever pay Mr. Ponomarev
21 \$3,000?

22 A. I paid him \$2,000, not three.

23 Q. Do you know why Mr. Akhmetshin would
24 have said that you paid him \$3,000?

25 A. That was the discussion we had, and

0162

1 Zalmayev

2 MR. GOLDEN: Objection to the form.

3 MR. LUPKIN: Withdrawn.

4 Q. What led you to the conclusion to put
5 down in your budget a line item for paying Mr.
6 Ponomarev?

7 A. Can you repeat that.

8 Q. Yes. What led you to put down as a
9 line item on your budget \$3,000 to Mr. Ponomarev?

10 A. May I clarify the question again?

11 Q. Sure.

12 A. You mean 3,000 as opposed to two that
13 was eventually paid or just any money at all?

14 Q. Well, let's start with any money at
15 all. What led you to believe that you were going
16 to need to pay Mr. Ponomarev money?

17 A. Once again, let me be very clear on
18 this. It was not a matter of need. Something I
19 had to do. Something that was good form, good
20 form, good custom in Russia to thank someone. It
21 was a gratitude, and I felt like for his time the
22 fact that he bothered to meet with me, take time
23 out of his very busy schedule, we are talking of
24 a very prominent individual here. I would
25 compensate him. Do something nice.

0163

1 Zalmayev

2 Q. What made you change from 3,000 to
3 2,000?

4 A. Once again I thought that 2,000 was
5 sufficient, and I also realized there may be
6 other people as well for me to thank, so I wanted
7 to be economical.

8 Q. Did you think about making a donation
9 to his organization?

10 A. To my mind, this was akin to that.
11 Money to Mr. Ponomarev in his office was akin to
12 making a contribution to not just him or the
13 organization but the very cause and the very
14 cause that he stood for and represented in my
15 mind.

16 Q. But you paid him \$2,000 in cash that
17 was held in an envelope, right?

18 A. Exactly.

19 Q. When you gave it to him, what did you
20 say to him?

21 A. I said, here, I just wanted to thank
22 you.

23 Q. You didn't say I want you to use this
24 towards your organization, did you?

25 A. I did not say that, no.

0164

1 Zalmayev

2 Q. You didn't say anything about what
3 you would wish to have done with the \$2,000,
4 correct?

5 A. Correct.

6 Q. What did Mr. Ponomarev say to you
7 when you handed him the two grand?

8 A. I think he smiled shyly. He thanked
9 me and proceeded to throw the envelope in one of
10 his desk drawers and slammed it shut.

11 Q. With the money in it?

12 A. Exactly.

13 Q. Do you know why he shoved it into his
14 desk drawer and then slam the drawer?

15 MR. GOLDEN: Objection to the form.

16 Q. Sure. Why did he throw the envelope
17 into one of his desk drawers and then slam it
18 shut?

19 A. It was done in a way to denote
20 certain -- it was part of a polite ritual. When
21 you thank someone, the other person just is shy
22 about it, and it is like, oh, you didn't have to
23 kind of gesture or you didn't have to, so it
24 wasn't really anything above and beyond just a
25 kind of ritual of politeness.

0165

1 Zalmayev

2 Q. Did he count the money in front of
3 you?

4 A. No.

5 Q. Do you remember anything else about
6 your meeting with Mr. Ponomarev other than what
7 you just told me?

8 A. I do. After that, he expressed his
9 fervent desire to pay a visit to the United
10 States in the near future and see if I could be
11 helpful in setting up speaking engagements,
12 opportunities for speaking engagements for Mr.
13 Ponomarev at various universities including
14 Columbia University where I said I could be
15 helpful, I am a graduate and I know people, and I
16 have done that routinely for colleagues, and I
17 think it was a general promise to stay in touch.

18 Q. And did you?

19 A. Did I stay in touch?

20 Q. Yes.

21 A. Did we talk after that? Yes, we did.

22 Q. Other than you and Mr. Ponomarev, was
23 anybody else present at any of those two
24 meetings?

25 A. There were several staff members. I

0166

1 Zalmayev

2 would say when I came in, there were maybe six or
3 seven staff members who were coming in and out.
4 His secretary was there most of the time. She
5 may -- I don't remember if she was there the
6 second time, I think she may have been, but there
7 were several men and women shuttling back and
8 forth.

9 Q. Did Mr. Ponomarev have his own
10 private office?

11 A. He had a room in his office.
12 Correct. Yes.

13 Q. And that is where you met with him?

14 A. That is where I met with him.

15 Q. When you met with him, did anybody
16 come in or out of that room other than you and
17 Mr. Ponomarev?

18 A. Like I said, there was free movement
19 of his secretary was there and some other
20 staffers were coming in and out.

21 Q. Was anybody present when you handed
22 him the \$2,000 in the envelope?

23 A. There may have been his secretary
24 sitting slightly to the left of me at the
25 computer. She may have been. I don't exactly

0167

1 Zalmayev

2 remember.

3 Q. Were you able to tell whether or not
4 she was aware of the fact that you were handing
5 over \$2,000 in an envelope?

6 A. That did not matter to me.

7 Q. By the way, why didn't you give him a
8 check?

9 A. You don't do that in Russia. You
10 don't give people checks. I don't even know how
11 it would work, giving a check from an American
12 bank to someone in Russia. It is not done.

13 Q. And did anybody accompany you to your
14 meeting with Mr. Ponomarev?

15 A. No.

16 Q. At either of the meetings, correct?

17 A. Correct.

18 Q. Now you testified that you didn't
19 thank Mrs. Gannushkina with any cash, right?

20 A. Correct.

21 Q. Why was Mr. Ponomarev so lucky as to
22 get the \$2,000?

23 MR. GOLDEN: Objection to the form.

24 MR. LUPKIN: Withdrawn.

25 Q. Why was Mr. Ponomarev the recipient

0169

1 Zalmayev

2 pay Ms. Gannushkina as a thank you?

3 A. I could have, yes.

4 Q. But you didn't?

5 A. I didn't.

6 Q. Why not?

7 A. I didn't feel it was necessary. I
8 didn't think it was that sort of opportunity or
9 occasion.

10 Q. Do you remember anything else about
11 your meetings with Mr. Ponomarev other than what
12 you just testified to?

13 A. Those two meetings, as far as
14 physical meetings, those two meetings. That is
15 it.

16 Q. How about Ms. Alekseeva? You met
17 with her one time, right?

18 A. On Mr. Egiazaryan's matter, yes,
19 once.

20 Q. During this trip?

21 A. Yes.

22 Q. And where did you meet with her?

23 A. At her apartment.

24 Q. Where is that?

25 A. That is in Arbat Street.

0170

1 Zalmayev

2 Q. In Moscow?

3 A. Central Moscow, yes.

4 Q. What did you say to her, and what did
5 she say to you?

6 A. We met, did some catching up. She
7 informed me of her trip the following day to
8 Herrenberg. That is a regional center in Russia
9 where she was attending a major human rights
10 conference with other Russian NGOs, so she was
11 flying the next day she told me.

12 She generally brought me up to date
13 on the activities of her organization, her state
14 of health. We reminisced about the good old
15 times we had at that apartment. I had been a
16 visitor there several times before including back
17 in the year 2001 during the twenty-fifth
18 anniversary of Moscow Helsinki Group. We talked
19 about people we knew in common, this and that,
20 after which I proceeded to describe to her the
21 particulars of the campaign.

22 Q. Did Ms. Alekseeva express -- manifest
23 knowledge of Mr. Egiazaryan to you during that
24 meeting?

25 A. Yes.

0171

1 Zalmayev

2 Q. In what way?

3 A. In a way similar to my previous
4 encounter with Mr. Ponomarev in a kind of
5 negative way. She had an idea this gentleman was
6 a member of LDPR. LDPR came up repeatedly, and
7 once again visible, visible disgust on her face
8 once the matter of LDPR came up, the name, and
9 when I said Egiazaryan, she said, her prompt was,
10 you mean that LDPR fellow? I said yes. So that
11 was the initial exchange.

12 Q. Did you discuss anti-Semitism with
13 her in connection with Mr. Egiazaryan?

14 A. Anti-Semitism did come up in
15 connection with LDPR. Not exactly in connection
16 with Mr. Egiazaryan, no.

17 Q. Did she ever say to you in words or
18 substance, Mr. Egiazaryan is an anti-Semite?

19 A. No.

20 Q. So, after this initial introduction
21 to the Egiazaryan subject, tell me what else
22 happened during that meeting.

23 A. I proceeded to describe to her the
24 particulars of the campaign. I mentioned the no
25 entry list initiative by Senator Cardin. She

0172

1 Zalmayev

2 mentioned her enduring friendship with several of
3 the recipients of the letters including Mr.
4 Cardin and Christopher Smith, a congressman from
5 New Jersey. She said they were upstanding
6 fellows.

7 She remembered very fondly all the
8 times that she was engaged with them, and I think
9 when I showed her, then when I produced the
10 letters, I said, Ms. Alekseeva, here are some
11 letters I prepared on this issue, would you be
12 willing to sign.

13 When she saw the names of Mr. Smith
14 and Cardin, she said, these are my friends. They
15 will listen to me. Then she read them very
16 carefully, and her English is quite impressive.
17 I know she is very fluent in English. She read
18 it carefully. She took about ten minutes to read
19 through the letter, and shortly afterwards she
20 grabbed a pen and signed them.

21 Q. Right in front of you?

22 A. Right in front of me.

23 Q. By the way, did you tell Mr.
24 Ponomarev that you were working on behalf of a
25 client?

0211

1 Zalmayev

2 found the evidence, no.

3 Q. Isn't it true, sir, that during the
4 course of all your research, you couldn't find --
5 withdrawn. Isn't it true that you couldn't say
6 with certainty anything about Mr. Egiazaryan's
7 Chechen record?

8 MR. GOLDEN: Objection to the form.

9 A. No, it is not true. I was able to
10 say that Mr. Egiazaryan, A, initiated the
11 founding of the commission and was one of its
12 leaders, B, that the commission was murky, and
13 there were serious allegations as a matter of
14 public knowledge of its inactivity or wrongful
15 inactivity in Chechnya, and C, that as such, Mr.
16 Egiazaryan shared in some of its complicity and
17 responsibility.

18 Q. But you could not establish with
19 certainty that Mr. Egiazaryan shared in the
20 complicity, correct?

21 MR. GOLDEN: Objection to the form.

22 A. As one of the leaders and a founder
23 of this commission, yes. He was associated with
24 the commission, and therefore in my opinion and
25 view he was associated with whatever the

0212

1 Zalmayev

2 commission was known for and its results, the
3 results of its work, whatever allegations were
4 made against it.

5 Q. But you were never able to
6 substantiate those allegations, right?

7 A. My substantiation was scores of media
8 reports that I familiarized with while doing my
9 research on this subject.

10 Q. Other than media reports, what did
11 you look at to establish the accuracy of the
12 allegations that you are talking about here?

13 MR. GOLDEN: Objection to the form.

14 A. The media reports were a substantial
15 first step that gave me a good idea of what I was
16 dealing with. I also spoke with some of my NGO
17 colleagues including some of the people that you
18 saw on that list who we just discussed who
19 corroborated the impression of that body being
20 completely inactive, completely inept and
21 completely counterproductive. The body that
22 didn't really do what it was asked to do.

23 Q. Did you come up with any credible
24 evidence that Mr. Egiazaryan was complicit in
25 embezzling Chechen funds?

0264

1 Zalmayev

2 Q. Anyone else?

3 A. No.

4 Q. How long did you meet with them?

5 A. I would say about 30 to 40 minutes
6 the meeting lasted.

7 Q. Tell me what it is you said to them
8 and what it is they said to you.

9 A. I described to them the campaign I
10 was leading. They asked me questions about the
11 campaign. We also talked about the general state
12 of human rights in Russia, human rights in
13 Chechnya specifically.

14 Q. Did you tell Mr. Patton that you were
15 working on behalf of a client?

16 A. That was not an issue that was
17 discussed. No.

18 Q. You didn't tell him that you were
19 being paid for your work here, right?

20 A. I did not say that, no.

21 Q. You didn't say that to Ms. Asoyan
22 either, right?

23 A. No.

24 Q. During the course of your discussion
25 about what you have been calling the campaign,

0289

1 Zalmayev

2 Q. Yes.

3 A. As I said, I have never had to pay
4 him. I've never paid him.

5 Q. What is the total amount of legal
6 fees paid to Mr. Golden on your behalf to date?

7 A. I don't have the total figure for
8 you. I can't tell you.

9 Q. Do you know how much -- withdrawn.
10 Do you know whether Mr. Ryan's firm is being paid
11 for his representation of you?

12 A. I don't know that.

13 Q. How about Mr. Markaryan's firm?

14 A. I don't know that.

15 Q. How about the London firm?

16 A. I don't know.

17 Q. How about Mr. Muranov's firm?

18 A. I don't know that.

19 Q. Are you being paid for the time you
20 spend defending this litigation by anybody?

21 A. As I mentioned to you, the three
22 payments includes some of my compensation for my
23 time.

24 Q. When you say the three payments, you
25 are talking about the total of \$100,000 that you

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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ASHOT EGIAZARYAN,

 Plaintiff,

 -against- Case No.
 1:11-cv-02670
 (PKC)
PETER ZALMAYEV, Volume 2

 Defendant.

March 28, 2012
10:08 a.m.

VOLUME II

Videotaped deposition of PETER ZALMAYEV,
taken by Plaintiff, pursuant to Notice, held at
the offices of Flemming Zulack Williamson
Zauderer, LLP, One Liberty Plaza, New York, New
York, before Joseph R. Danyo, a Shorthand
Reporter and Notary Public within and for the
State of New York.

HUDSON REPORTING & VIDEO, INC.

124 West 30th Street, 2nd Fl.

New York, New York 10001

Tel: 212-273-9911 Fax: 212-273-9915

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2 A P P E A R A N C E S :

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21

By: ANDREW J. RYAN, ESQ.

22

23 Also Present:

24

HENRY MARTE,
Videographer
o o o

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STIPULATIONS

IT IS HEREBY STIPULATED AND AGREED, by and among counsel for the respective parties hereto, that the filing, sealing and certification of the within deposition shall be and the same are hereby waived;

IT IS FURTHER STIPULATED AND AGREED that all objections, except as to form of the question, shall be reserved to the time of the trial;

IT IS FURTHER STIPULATED AND AGREED that the within deposition may be signed before any Notary Public with the same force and effect as if signed and sworn to before the Court.

* * *

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1 P. Zalmayev

2 P E T E R Z A L M A Y E V,

3 the Witness herein, having first been duly
4 sworn by the Notary Public, was examined and
5 testified as follows:

6 THE VIDEOGRAPHER: This marks the
7 beginning of videotape number 1, volume 2
8 of the videotaped deposition of Mr. Peter
9 Zalmayev on March 28, 2012 at
10 approximately 10:08 a.m.

11 Counsel, you may proceed.

12 MR. LUPKIN: Thank you.

13 EXAMINATION BY

14 MR. LUPKIN:

15 Q. Good morning, Mr. Zalmayev.

16 A. Good morning.

17 Q. We will try to follow the same rules
18 and guidelines we followed yesterday. Allow me
19 to finish my question before you give your answer
20 and vice versa. O.K.?

21 A. Okay.

22 Q. And you understand, sir, that you are
23 still testifying under oath here today?

24 A. Yes.

25 Q. Now yesterday, when we spoke, you

1 P. Zalmayev

2 document.

3 Q. So Mr. Rubin, Joel Rubin --

4 A. Yes.

5 Q. -- wanted to get Mr. Egiazaryan's
6 side of the story, right?

7 A. Correct.

8 Q. Because he is a responsible
9 journalist?

10 MR. GOLDEN: Objection.

11 Q. Do you know whether or not Mr. Rubin
12 is a responsible journalist?

13 A. I would have no reason to doubt that
14 he is not.

15 Q. You never looked to get Mr.
16 Egiazaryan's side of the story, did you?

17 A. I did not.

18 Q. You didn't reach out to any of his
19 lawyers to get his side of the story, did you?

20 A. I'm not a lawyer. I am sorry. I'm
21 not a journalist; so, no, I didn't feel like I
22 needed to abide by that standard. No, I did not.

23 Q. Whether you felt you needed to abide
24 by it or not, you didn't do it?

25 A. I did not do it. No.

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1 P. Zalmayev

2 I could, and I in turn also wanted to see if I
3 could.

4 Q. By the way, weren't you interested in
5 what Mr. Egiazaryan's side of the story was?

6 A. No, I wasn't.

7 Q. Let me ask you to take a look at what
8 has been previously marked at this deposition --
9 by the way, before we do that, do you know who
10 conducted this surveillance that is reflected in
11 Exhibit 225?

12 A. I believe I answered that question.
13 I'm not aware.

14 Q. Have you ever heard of the name
15 Lawrence or Larry Weist?

16 A. Larry Weist. Larry Weist. I
17 believe I do have a vague recollection of that
18 name. Yes, I do.

19 Q. How do you know that name?

20 A. I believe I may have seen a document
21 having to do with some legal action taking place
22 in California at some point before the
23 commencement of my project when Mr. Weist was, I
24 believe there was his testimony, and I believe
25 somewhere in that testimony this document may

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1 P. Zalmayev

2 salary from, you worked on the Kazhegeldin case,
3 correct?

4 A. As part of my duties working for the
5 International League For Human Rights, yes.

6 Q. The next sentence says, "Our message
7 is and will continue to remain simply: There is
8 no place for people of A's character and past in
9 the United States."

10 Did I read that accurately?

11 A. Yes, you did.

12 Q. Does that sentence accurately reflect
13 the goal of this campaign to get Mr. Egiazaryan
14 out of the United States?

15 A. Yes, it was definitely a goal of the
16 campaign.

17 Q. It was the goal of the campaign, was
18 it not?

19 A. It was a major goal, yes.

20 Q. Let me ask you to look at the next
21 document. This is PZ 000992 to 993.

22 (Whereupon, Plaintiff's Exhibit 229,
23 document bearing Bates designation PZ
24 000992 to 993 was hereby marked for
25 identification, as of this date.)

1 P. Zalmayev

2 Q. This was the article that you
3 drafted, right, for Mr. Komarovsky?

4 A. I drafted it largely with his input.
5 We discussed it before he finally published it.
6 Yes.

7 Q. You drafted it, right?

8 A. I helped draft it, yes.

9 Q. You primarily drafted it, didn't you?

10 A. I primarily drafted it, correct.

11 Q. The article "No Safe Haven for
12 Hate-Mongers" that ultimately -- withdrawn --
13 start again.

14 And the article, "U.S. Must Get Real
15 on Anti-Semitism and Xenophobia No Safe Haven for
16 Hate-Mongers," when the final version of that
17 article came out in the Moscow Times -- I just
18 lost my train of thought. Bear with me. All
19 right.

20 Do you know why Mr. Akhmetshin is
21 forwarding a draft of the "No Safe Haven for
22 Hate-Mongers" article that you primarily drafted
23 to Mr. Greg Hitt?

24 A. I do not.

25 Q. As the primary draftsman of this

550

1 P. Zalmayev

2 are ways in which parties can alter the order in
3 which search results come up in response to a
4 Google search?

5 A. I have been told from various sources
6 I had an idea that that could be something that
7 is possible. Yes.

8 Q. In fact, you considered doing just
9 that in connection with the Egiazaryan campaign.
10 Isn't that right?

11 A. I am sorry. Doing just what?

12 Q. Altering the order of search results
13 on Google.

14 A. There were a number of pieces that I
15 thought were generated by Mr. Egiazaryan and his
16 team that were up in the top of it. Yes.

17 Q. And you wanted to get that
18 information that was generated by Mr. Egiazaryan
19 and his team lower on the search results, right?

20 A. Yes, I prefer to see it much lower in
21 the results, correct.

22 Q. The reason you wanted to see it much
23 lower is because it would increase the likelihood
24 someone wouldn't notice it, right?

25 A. It is because I did not want that

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1 P. Zalmayev
2 person searching for my name to see that in that
3 primarily and nothing but that, of course, yes.
4 Q. So I am correct, right?
5 MR. GOLDEN: Objection to the form.
6 A. I just stated my preference.
7 Q. But if -- withdrawn.
8 Did you in fact explore ways to lower
9 -- withdrawn.
10 Did you explore ways with Mr.
11 Akhmetshin to alter the order of search results
12 on Google in connection with the Egiazaryan
13 campaign?
14 MR. GOLDEN: Objection. I think the
15 two of you are talking about two slightly
16 different things.
17 Q. Let me see what the witness has to
18 say. You can answer it.
19 A. That was an issue that came up in my
20 conversation, yes.
21 Q. Did there come a time when you had
22 asked Mr. Akhmetshin to see whether he could
23 effectuate an alteration of Google result order?
24 A. I believe so.
25 Q. Let's take a look at this. PZ

1 P. Zalmayev

2 this case. Isn't that right?

3 A. No.

4 Q. I am correct, right?

5 A. You are correct.

6 Q. So, if you hadn't yet been served
7 with a complaint, where were you looking to push
8 that shit down in the search results about?

9 A. Once again I have a very vague
10 recollection about that, but it may have been
11 some media reports in the Russian media that were
12 to my mind spreading erroneous information about
13 me and the information such as EDI.

14 Q. What kind of erroneous information?

15 A. There may have been information.
16 There may have been just basic allegations. I'm
17 not sure if it had to do with, I believe it had
18 to do with Mr. Egiazaryan and his backers and
19 their attempts to paint the entire campaign, my
20 campaign in specific, with a quite broad brush
21 stroke. You know, and to paint it into
22 something that would be coming from various
23 political forces and interests that I had no
24 relation to.

25 Q. Take a look at this next e-mail, PZ

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1 P. Zalmayev

2 Q. Now did you ever visit that website?

3 A. I believe so.

4 Q. And that website -- withdrawn.

5 Do you know who created that website
6 for Mr. Egiazaryan?

7 A. No.

8 Q. Do you know that Mr. Egiazaryan
9 played a role in setting up that website?

10 A. I don't know that.

11 Q. Are you aware of the fact that Mr.
12 Egiazaryan set up a website?

13 A. My understanding was there was a
14 website that was working to spread information
15 that was favorable to Mr. Egiazaryan's image,
16 yes.

17 Q. And you didn't want anything on that
18 site to come up at the top of any ranking.
19 Isn't that right?

20 A. I wanted the articles from the
21 website, from that website lowered. That's
22 correct.

23 Q. By wanting it lowered, it was your
24 hope that fewer people would look at it, right?

25 A. I did not want it to be the primary

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1 P. Zalmayev

2 source of information about EDI or me.

3 Q. You didn't talk about lowering
4 anything on the Ashot-Egiazaryan.com website
5 relating only to you. Here you wrote that as
6 far as you were concerned you wanted all articles
7 on his site lowered. Isn't that right?

8 A. I can tell you about my intent here.

9 Q. I don't want to know about your
10 intent. I want to know what you wrote.

11 MR. GOLDEN: Objection. Please
12 finish your answer.

13 A. Yes. It says here once again I can
14 translate. I will not dispute what I said here.
15 What it says here. With respect to A, capital
16 letter A, lower all articles from his website.
17 Then there is the URL, and then in particular and
18 then there is a list of two links that I refer to
19 here. Right.

20 Q. After those two links, there is
21 another Russian language phrase. Can you
22 translate that, please.

23 A. And also to move up the following.

24 Q. So you wanted to move up in the
25 Google ratings your Jewish Journal article Hiding

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1 P. Zalmayev

2 buy that newspaper.

3 Q. I want to go back to Glen Beck for a
4 moment. Isn't it true that Glen Beck is known
5 as a conspiracy theorist?

6 A. Glen Beck is known to be a
7 provocateur of sorts, yes.

8 Q. And a conspiracy theorist, right?

9 A. I believe he was someone who never
10 really was shy of controversy. I am sure he may
11 have spread some ideas to indicate that he
12 believed in certain conspiracies. Yes.

13 Q. Can you please mark the next document
14 PZ 001270 through 1272.

15 (Whereupon, Plaintiff's Exhibit 245,
16 document bearing Bates designation PZ
17 001270 through 1272 was hereby marked for
18 identification, as of this date.)

19 Q. Can you take a look at that document,
20 sir, and can you just confirm for me that this is
21 the no U.S. -- this is the No Safe U.S. Haven for
22 Hate-Mongers article that appears under Leonid
23 Komarovsky's bylines in the Moscow Times on March
24 14, 2011?

25 A. Yes.

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1 P. Zalmayev

2 Q. This is the one that you had a
3 primary drafting responsibility for, correct?

4 A. Correct.

5 Q. This is one of the articles that is
6 the subject matter of the complaint in this case,
7 right?

8 A. Yes.

9 Q. Take a look at this please. The
10 next exhibit.

11 (Whereupon, Plaintiff's Exhibit 246,
12 document bearing Bates designation PZ
13 000980 was hereby marked for
14 identification, as of this date.)

15 Q. Can you please take a look at Exhibit
16 246 which bears Bates designation PZ 000980.

17 A. Yes.

18 Q. Is this a check cut on the Eurasia
19 Democracy Initiative bank account to Leonid
20 Komarovsky for \$7,000?

21 A. Correct.

22 Q. This was the \$7,000 payment made to
23 Mr. Komarovsky in connection with the
24 anti-Egiazaryan campaign that you were leading,
25 correct?

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1 P. Zalmayev

2 Ilya. No.

3 Q. Did you identify yourself as Peter
4 Zalmayev?

5 A. No.

6 Q. Who did you identify yourself as?

7 A. I am trying to remember. It may
8 have been a Paul, a perverted Russian version.
9 I don't remember the exact name. It was not
10 Peter Zalmayev.

11 Q. Why didn't you identify yourself as
12 Peter Zalmayev?

13 A. I did not want -- I wanted to remain
14 kind of anonymous.

15 Q. Isn't it true that you wanted to give
16 the impression that there were other people
17 concerned about the Egiazaryan matter other than
18 Peter Zalmayev?

19 A. I wanted to just jump-start the
20 conversation on his show as it was requested of
21 me by Mr. Komarovsky.

22 Q. You could have done that by
23 identifying yourself as Peter Zalmayev, right?

24 A. I could have as well, yes.

25 Q. But you used a pseudonym, isn't that

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1 P. Zalmayev

2 A. I'm not aware of another number that
3 he uses, no.

4 Q. Do you know Douglas Bloomfield's
5 telephone number?

6 A. Not by heart.

7 Q. Do you have that information on you?

8 A. I believe so.

9 Q. Can you tell me what numbers he uses.

10 A. I have the following number as
11 indicated marked as his mobile as 301-346-2707,
12 and I have another number that says here marked
13 as work number. 301-460-3285.

14 Q. Is that it?

15 A. Yes.

16 Q. Let me ask you to look at what was
17 previously marked as Exhibit 7. Do you
18 recognize this document?

19 A. Yes, I do.

20 Q. What is it?

21 A. It is a group letter signed by a
22 representative of Freedom House, American Jewish
23 committee and national council on Soviet Jewry
24 and addressed to Secretary Janet Napolitano.

25 Q. You played a principal role in

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1 P. Zalmayev

2 drafting this, did you not?

3 A. I did.

4 Q. This was the version that ultimately
5 went out to Secretary Napolitano, correct?

6 A. I believe it did, yes.

7 Q. Your name doesn't appear anywhere on
8 here, right?

9 A. No, it doesn't.

10 Q. Isn't it true that earlier drafts of
11 this letter contained the letterhead for Eurasia
12 Democracy Initiative?

13 A. Yes, they did.

14 Q. And it didn't appear on the final,
15 right?

16 A. I don't think it did, no.

17 Q. Why not?

18 A. It was decided, I spoke with Doug in
19 particular I remember that I remember also having
20 a conversation with Mr. Akhmetshin. I was
21 conferring. It was decided that EDI was not
22 serious enough to warrant that sort of inclusion
23 compared to these large and very old
24 organizations. It was just not the same degree
25 of prominence, and I was afraid that EDI's

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1 P. Zalmayev

2 again?

3 Q. Sure.

4 A. Freedom House, American Jewish
5 Committee and the National Council on Soviet
6 Jewry and this time it is addressed to the
7 Honorable Hannah Rosenthal.

8 Q. Who is she?

9 A. She is the special envoy at the state
10 department on the issue of anti-Semitism. That
11 is not her correct title. Office to monitor and
12 combat anti-Semitism.

13 Q. And you were a principal draftsman of
14 this document, right?

15 A. It is the same document, so, yes.

16 Q. You created this letterhead, right?

17 A. Correct.

18 Q. Now I don't remember whether I asked
19 you this or not and if I did please forgive me.
20 Did you tell Sam Patton that you were working on
21 behalf of a client for money?

22 A. Those are two different questions.

23 Q. Let me ask you first. Did you tell
24 Sam Patton that in connection with this
25 anti-Egiazaryan campaign you were working on

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1 P. Zalmayev

2 behalf of a client, right?

3 A. I don't recall saying that to him
4 specifically.

5 Q. You didn't tell him you were being
6 paid, right?

7 A. No.

8 Q. Same questions for Mr. Kliger. Did
9 you tell Mr. Kliger that you were working on
10 behalf of a client?

11 A. No.

12 Q. Did you tell him you were being paid
13 for your work in connection with the
14 anti-Egiazaryan campaign?

15 A. No, I don't remember saying that to
16 him.

17 Q. Do you remember -- the same questions
18 for Lesley Weiss. Did you tell Lesley Weiss
19 that you were working on behalf of a client with
20 respect to this anti-Egiazaryan campaign that you
21 were leading?

22 A. No.

23 Q. Did you tell her that you were being
24 paid for your work?

25 A. No.

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1 P. Zalmayev

2 Q. Same questions with respect to Mark
3 Levin. Did you tell Mark Levin that you were
4 being paid for your work on the anti-Egiazaryan
5 campaign that you were leading?

6 A. No.

7 Q. Did you tell Mark Levin that the
8 anti-Egiazaryan campaign that you were leading
9 was on behalf of a client?

10 A. No.

11 Q. Let me ask you to take a look at the
12 next document. This one bears Bates designation
13 PZ 001430 and runs through PZ 001457.

14 (Whereupon, Plaintiff's Exhibit 250,
15 document bearing Bates designation PZ
16 001430 and runs through PZ 001457 was
17 hereby marked for identification, as of
18 this date.)

19 Q. Have you ever seen this document
20 before?

21 A. Yes, I do recall seeing this
22 document.

23 Q. Did you create this document?

24 A. No.

25 Q. Do you know who did?